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Lisa Davis

Lisa W. Davis

Clifford Chance US LLP

Docket No. 5677-216

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mark J. Chimel et al.

Filed: September 25, 2003

Group Art Unit: 1761

Serial No: 10/672,232

Examiner: TBA

For: BARS AND CONFECTIONERIES CONTAINING COCOA SOLIDS HAVING
A HIGH COCOA POLYPHENOL CONTENT AND STEROL/STANOL
ESTERS AND PROCESSES FOR THEIR PREPARATION

FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In order to comply with 37 CFR 1. 97 and 1.98, attached hereto is a copy of Form PTO-1449. Copies of the United States documents are being provided.

Applicants respectfully request the Examiner's consideration of the cited reference and entry into the record of this application and that it be cited of record in the prosecution history of the present application by initialing Form PTO-1449 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104 and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

The present Information Disclosure Statement has been submitted prior to the receipt of an Office Action in this application. Accordingly, no fee is due. However, in the event that a first Office Action was mailed on or before the date of submission of this disclosure statement, the Commissioner is hereby authorized to charge any fees to deposit Account No. 50-0521.

Respectfully submitted,

Date:

March 3, 2004

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FORM PTO-1449 U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Serial No. Not Yet Assigned
	Inventors: Mark Chimel et al.
	Docket No. 5677-216

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

OTHER DOCUMENTS

EXAMINER INITIAL	AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.
	Law, M, Education and debate 2000 ; Vol. 320, 861-864
	Matvienko, O et al., Am J. Clin. Nutr. 2002 , 76; 57-64
	Maki Kevin C. et al., Am J. Clin Nutr. 2001 , 74; 33-43
	Kondo, K. et al., Division of Clinical Nutr. National Institute of Health 1996 Vol. 348; 1514
	Ikeda, I, et al., J. Nutr. Sci. Vitamino; 1981 , 127; 243-251
	Hertog, M. et al., The Lancet 1993 , 342; 1007-1011
	Hollenberg, N et al., American Heart Association, Inc. 1997 , 171-176
	Vuorio, A et al., Arterioscler Thromb Vasc Biol. 1999 , 500-506
	Ostlund, R., Jr., Annu. Re. Nutr. 2002 , 22:533-549
	Ntanios Fady, Y. et al., Atherosclerosis 1998 ; 138; 101-110
	Bearden Monica, M., American Chemical Society 2000 ; Chapter 19; 177-186
	Pearson Debra A., et al., Thrombosis Research 2002 ; 106; 191-197
	R. D. Brumley MD, Amer. Med. Assoc. 2002 , Vol. 287; 2209-2213
	Chevaux Kati, A.M Journal of Food Composition and Analysis 2001 , 14, 553-563
	Gylling Helena, Journal of Lipid Research 1995 , Vol. 36; 1807-1812

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

Form PTO-1449 [6-4]